04-26-04

Under the agenwork Reduction Act of 1995, no persons are requir	Appr U.S. Patent and Trade red to respond to a collection of informa	mark Office; U.S. DEPARTMENT OF COMMERC ation unless it displays a valid OMB control numbe	
El Peguest	Application Number	09/200,495	
APR 23 200 For	Filing Date	11/25/1998	
Contigued Examination (RCE)	First Named Inventor	Peter C. Van Buskirk	
Transmittal	Art Unit	2811	
Mail Stop RCE			
Commissioner for Patents P.O. Box 1450	Examiner Name	S. Hu	
Alexandria, VA 22313-1450	Attomey Docket Number	2771-337 RCE 3	
This is a Request for Continued Examination (RCE) Request for Continued Examination (RCE) practice under 37 CFR 1995, or to any design application. See Instruction Sheet for RCE	1.114 does not apply to any utility of	r plant application filed prior to June 8,	
Submission required under 37 CFR 1.114 Note: amendments enclosed with the RCE will be entered in th applicant does not wish to have any previously filed uner amendment(s). Reviously submitted. If a final Office action is a considered as a submission even if this box is not submission.	e order in which they were filed un ntered amendment(s) entered, app outstanding, any amendments filed	less applicant instructs otherwise. If licant must request non-entry of such	
i. Consider the arguments in the Appeal Bri ii. Other		n	
b. X Enclosed i. Amendment/Reply ii. Affidavit(s)/Declaration(s)		sure Statement (IDS)	
Miscellaneous a. Suspension of action on the above-identified apperiod of months. (Period of suspension slb. Other The RCE fee under 37 CFR 1.17(e) is required a. The Director is hereby authorized to charge under the property of	hall not exceed 3 months; Fee under 37	7 CFR 1.17(i) required) —— is filed.	
Deposit Account No. 08-3284			
i. X RCE fee required under 37 CFR 1.17(e)		ETA1 00000029 09200495	
ii. Extension of time fee (37 CFR 1.136 and	, AT 10*10AT	770.00 OP	
iii Other			
b. Check in the amount of \$	enclosed		
c. X Payment by credit card (Form PTO-2038 enclo		information about not	
WARNING: Information on this form model on this form. Provide creating the contract of the con	edit card information and author	ization on PTO-2038.	
SIGNATURE OF APPLICA	ANT, ATTORNEY, OR AGENT RE		
Name (Print/Type) Marianne Fuierer		tion No. (Attorney/Agent) 39983	
Signature Maname Faceur	Date 4		
I hereby certify that this correspondence is being deposited v (label numberEO 001 769 378 US) in an envelope addressed Alexandria, VA 22313-1450 or facsimile transmitted to the U.	Lto: Mail Stop RCE. Commissione	ce with sufficient postage as express mailer For Patents, P.O. Box 1450,	
Name (Print/Type) Candace White Signature Lace White		4/23/04	
Organiano III and III		efit by the public which is to file (and by the USPT) estimated to take 12 minutes to complete, including the individual case. Any comments on the	

to process) an application. Confidentiality is governed by 35 0.5.0. 122 and 37 CFR. This relation to standard to discovere the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/17 (02-04)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE rk Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT & THE		Complete if Known			
FEE TRANS	CANITTAI	Application Number	09/200,495		
FEE IRANS	DIVILLIAL	Filing Date	11/25/1998		
for FY	2004	First Named Inventor	Peter C. Van Buskirk		
101 11 1	2004	Examiner Name	S. Hu		
Applicant Claims small entity sta	atus. See 37 CFR 1.27	Art Unit	2811		
TOTAL AMOUNT OF PAYMENT	(\$) 770.00	Attorney Docket No.	2771-337 RCE 3		

TOTAL AMOUNT OF TATMENT												
METH	METHOD OF PAYMENT (check all that apply) FEE CALCULATION (continued)											
Check X Credit card Money Other None 3.						3. A	3. ADDITIONAL FEES					
Order Other Morie		Large Entity		Small Entity								
Deposit Account		Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid					
Deposit Account Number			(08-3284		1051	130	2051	65	Surcharge – late filing fee or oath		
Deposit Account Name	Int	ellect		roperty/Technolo	ogy Law	1052	50	2052	25	Surcharge – late provisional filing fee or cover sheet		
	or is	author	ized to	o: (check all that app	ly)	1053	130	1053	130	Non-English specification		
The Director is authorized to: (check all that apply) Charge fee(s) indicated below Credit any overpayments			1812	2,520	1812	2,520	For filing a request for ex parte reexamination					
X Charge	e any a	additiona	l fee(s) o	or any underpayment of fee	e(s)	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.			1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action					
		FE	E CAI	LCULATION		1251	110	2251	55	Extension for reply within first month		
1. BASIC	FIL	ING F	EE			1252	420	2252	210	Extension for reply within second month		
Large Enti	ity :	Small I	Entity			1253	950	2253	475	Extension for reply within third month	•	
Fee Fe Code (\$)	e l	Fee Code	Fee (\$)	Fee Description	Fee Paid	1254	1,480	2254	740	Extension for reply within fourth month		
***		2001	385	Utility filing fee		1255	2,010	2255	1,005	Extension for reply within fifth month		
	1	2002	170	Design filing fee		1401	330	2401	165	Notice of Appeal		
1003 5	530	2003	265	Plant filing fee		1402	330	2402	165	Filing a brief in support of an appeal		
1004 7	770 :	2004	385	Reissue filing fee		1403	290	2403	145	Request for oral hearing		
1005 1	160	2005	80	Provisional filing fee		1451	1,510	1451	1,510	Petition to institute a public use proceeding		
·		1452	110	2452	55	Petition to revive – unavoidable						
SUBTOTAL (1) (\$)		1453	1,330	2453	665	Petition to revive – unintentional						
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1501	1,330	2501	665	Utility issue fee (or reissue)						
			Ext	Fee from ra Claims below	Fee Paid	1502	480	2502	240	Design issue fee		
Total Claims		20)**=	x	=	1503	640	2503	320	Plant issue fee		
Independen Claims	nt	- 3	**=	×	=	1460	130	1460	130	Petitions to the Commissioner		
Multiple De	pende	ent	_		=	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		
Large Enti		Small				1806	180	1806	180	Submission of Information Disclosure Stmt		
Fee Fe Code (\$		Fee Code	Fee (\$)	Fee Description	,	8021	40	8021	40	Recording each patent assignment per property (times number of properties)		
1202	18	2202	9	Claims in excess of	20	1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))		
1201	86	2201	43	Independent claims	in excess of 3	1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))		
1203 2	290 :	2203	145	Multiple dependent c	laim, if not paid	1801	770	2801	385	Request for Continued Examination (RCE)	770.00	
1204	86	2204	43	**Reissue independ over original pater		1802	900	1802	900	Request for expedited examination of a design application		
1205	18	2205	9	**Reissue claims in and over original	excess of 20 patent						·	
SUBTOTAL (2) (\$) Other fee (specify)												
** or nu	ımber			if greater; For Reissues	see above .	*Reduc	ed by Bas	sic Filing	Fee Paid	SUBTOTAL (3) (\$)770.0	0	
SUBMITTE	D BY									Complete (if applicable)		
Registration No.												

SUBMITTED BY	Complete (if	Complete (if applicable)			
Name (Print/Type)	Mariagne Fuierer	Registration No. (Attorney/Agent)	39983	Telephone	(919) 419-9350
Signature	Wanane Trees	<u></u>		Date	4/23/04

O APR 23 2004 E III

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re United States Patent Application of:

Customer

No.:

25559

Applicant:

Peter Van Buskirk, et al.

Docket No.:

2771-337 RCE 3

Application No.:

09/200,495

Examiner:

Confirmation 4898

S. Hu

Date Filed:

November 25, 1998

Art Group:

2811

Title:

OXIDATIVE TOP ELECTRODE DEPOSITION PROCESS, AND MICROELECTRONIC DEVICE

No.:

STRUCTURE

EXPRESS MAIL CERTIFICATE

I hereby certify that I am mailing the attached documents to the Commissioner for Patents on the date specified, in an envelope addressed to the Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 and Express Mailed under the provisions of 37 CFR 1.10.

Candace White

April 23, 2004

Date

EO 001 769 378 US

Express Mail Label Number

PRELIMINARY AMENDMENT IN U.S. PATENT APPLICATION NO. 09/200,495

Mail Stop RCE Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the April 14, 2004 Advisory Action in the above-referenced patent application, please amend the application as follows: